

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

MAKIKO YAMASHITA,

Plaintiff,

v.

KAIJU STUDIOS LLC, DAVID  
BORDEN, RANDY BORDEN  
AND FENWAY RECORDINGS,

Defendants.

Civil Action No. 05-10298 RWZ

**ASSENTED-TO MOTION OF FENWAY RECORDINGS TO  
ENLARGE TIME IN WHICH TO RESPOND TO COMPLAINT**

Pursuant to Fed. R. Civ. P. 6(b), defendant Fenway Recordings, with the assent of plaintiff Makiko Yamashita, hereby moves to enlarge the time in which it has to respond to plaintiff's complaint to August 15, 2005.

The parties continue to engage in active and productive settlement negotiations and have reached agreement in principal on many key issues. The parties expect to file a dismissal of the action within the time requested for enlargement.

Respectfully submitted,

FENWAY RECORDINGS,

By its attorney,

/s/ Thomas W. Aylesworth  
Thomas W. Aylesworth (BBO# 630994)  
Nutter McClennen & Fish LLP  
World Trade Center West  
155 Seaport Boulevard  
Boston, MA 02210  
(617) 439-2000

**Assented-To:**

MAKIYO YAMASHITA,

By her attorney,

/s/ Heidi E. Harvey

Heidi E. Harvey (BBO# 548114)

Fish & Richardson P.C.

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